CYPR-CD02230 Patent

REMARKS

Claims 1-20 of the present application remain pending. Claims 1-3, 10, 12, and 18 are amended herein. No new matter is added as a result of the claim amendments.

ALLOWABLE SUBJECT MATTER

The Applicant wishes to thank the Examiner for indicating the allowable subject matter of the present invention.

DRAWINGS

Figure 3 is objected to for being illegible to the point of being unexaminable.

The Applicant respectfully submit that formal drawings of Figure 3 are to be submitted to eliminate the illegibility described in the rejection. Therefore, the Applicant respectfully requests withdrawal of the objection to the drawings

CLAIM REJECTIONS 35 U.S.C. § 112

Claims 1-20 are rejected under 35 U.S.C. § 112 first paragraph as failing to comply with the enablement requirement. Claims 1, 10, and 18 are amended herein to comply with the enablement requirement of the first paragraph of 35 U.S.C. § 112. Accordingly, the Applicant respectfully requests withdrawal of the rejection of Claims 1, 10, and 18 under 35 U.S.C. § 112 first paragraph.

Serial No.: 10/809,238 9 Examiner: Zweizig, J.

Art Unit: 2816

CYPR-CD02230 Patent

Claims 2-9 depend from Claim 1 and recite additional claim limitations descriptive of embodiments of the present invention. Accordingly, the Applicant respectfully requests withdrawal of the rejection of Claims 2-9 under 35 U.S.C. § 112 first paragraph.

Claims 11-17 depend from Claim 10 and recite additional claim limitations descriptive of embodiments of the present invention. Accordingly, the Applicant respectfully requests withdrawal of the rejection of Claims 11-17 under 35 U.S.C. § 112 first paragraph.

Claims 19 and 20 depend from Claim 18 and recite additional claim limitations descriptive of embodiments of the present invention. Accordingly, the Applicant respectfully requests withdrawal of the rejection of Claims 19 and 20 under 35 U.S.C. § 112 first paragraph.

Claims 2, 3, and 12 are rejected under 35 U.S.C. § 112 second paragraph as failing to particularly point out and distinctly claim the subject matter which the Applicant regards as the invention. Claims 2, 3, and 12 are amended herein to distinctly claim the subject matter which the Applicant regards as the invention.

Serial No.: 10/809,238 10 Examiner: Zweizig, J.

Art Unit: 2816

CONCLUSION

Based on the arguments presented above, the Applicants respectfully assert that Claims 1-20 overcome the rejections of record and, therefore, the Applicants respectfully solicit allowance of these Claims.

The Applicants have reviewed the references cited but not relied upon. The Applicants do not find these references to teach or suggest the present claimed invention: U.S 6,265,929, U.S. 5,543,745, U.S. 5,519,309.

The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

Wagner, Murabito & Hao LLP

Date: 8/8/2005

Anthony C. Murabito

Reg. No. 35,295

Two North Market Street

Third Floor

San Jose, California 95113

(408) 938-9060

Serial No.: 10/809,238 11

Examiner: Zweizig, J.

Art Unit: 2816